

1 D. Creighton Sebra, Esq. (admitted pro hac vice)
CLARK HILL PLLC
2 1055 West Seventh Street, 24th Floor
3 Los Angeles, California 90017
Ph. (213) 891-9100; fax (213) 488-1178
4 Email: CSebra@ClarkHill.com

5 Bert Wuester Jr., Esq. (NSBN 5556)
CLARK HILL, PLLC
6 3800 Howard Hughes Parkway, Suite 500
7 Las Vegas, Nevada 89169
Ph. (702) 862-8300; fax (702) 862-8400
8 Email: bwuester@clarkhill.com
9 Attorneys for Use-Plaintiff

10 **UNITED STATES DISTRICT COURT**
11 **DISTRICT OF NEVADA**

12 UNITED STATES OF AMERICA, For the Use
and Benefit of SOURCE HELICOPTERS,
13 DIVISION OF ROGERS HELICOPTERS,
14 INC., a California corporation,

15 Plaintiff,

16 vs.

17 SAYERS CONSTRUCTION, LLC, a Texas
18 limited liability company PHILADELPHIA
INDEMNITY INSURANCE COMPANY, a
19 PENNSYLVANIA corporation; and DOES I-V
20 and ROE CORPORATIONS I-V,

21 Defendants.

Case No. 2:19-CV-01602-JCM-EJY

**STIPULATION AND ORDER FOR
DISMISSAL OF ALL CLAIMS BETWEEN
USE-PLAINTIFF AND SAYERS
CONSTRUCTION, LLC, WITH
PREJUDICE**

22 Use-Plaintiff, Source Helicopters, Division of Rogers Helicopters, Inc. (herein after
23 "Use-Plaintiff," "Rogers Helicopters," or "Rogers"), by and through its attorneys, and Sayers
24 Construction, LLC, ("Defendant" or "Sayers"), by and through its attorneys, hereby stipulate and
25 agree, pursuant to Fed.R.Civ.P. 41(a)(2), that Rogers' claims against Sayers and Sayers' claims
26 against Rogers are dismissed with prejudice. Rogers and Sayers will bear their own attorneys'
27

1 fees and costs as to each other.
2

3
4 It is noted that Defendant, Philadelphia Indemnity Insurance Company ("PIIC"), is not
5 included in this Stipulation and Order because it was earlier dismissed with prejudice via the
6 *Stipulation and Order to Dismiss Philadelphia Indemnity Insurance Company With Prejudice*
7 filed on July 27, 2023 (doc. 142)

8 \\\

9 \\\

10 \\\

11 \\\

12 \\\

13 \\\

14 \\\

15 \\\

16 \\\

17 \\\

18 \\\

19 \\\

20 \\\

21 \\\

22 \\\

23 \\\

24 \\\

25 \\\

26 \\\

Due to the dismissal with prejudice of Rogers' claims against Sayers and Sayers' claims against Rogers via this Stipulation and Order, Rogers and Sayers also request that the requirement to file a joint status report by July 9, 2024, be vacated. See Order filed June 21, 2024, at 2:7-8 (doc. 148).

CLARK HILL PLLC

By: /s/ Bert Wuester Jr., Esq.

D. Creighton Sebra, Esq (pro hac vice)
 1055 West Seventh Street, 24th Floor
 Los Angeles, California 90017
 Ph. (213) 891-9100; fax (213) 488-1178
 Email: CSebra@ClarkHill.com

Bert Wuester Jr., Esq. (NSBN 5556)

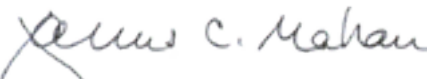
CLARK HILL PLLC

1700 S. Pavilion Center Drive, Suite 500
 Las Vegas, Nevada 89135
 PH. (702) 862-8300; fax (702) 862-8400
 Email: bwuester@clarkhill.com
 Attorneys for Use-Plaintiff

COZEN O'CONNOR

By: /s/ Karl O. Riley, Esq.

Karl O. Riley, Esq. (NSBN 12077)
 500 N. Rainbow Blvd., Suite 300
 Las Vegas, NV 89107
 Ph. (702) 470-2314; fax (702) 470-2351
 Email: KORiley@cozen.com
 Attorneys for Sayers Construction, LLC

IT IS SO ORDERED:**UNITED STATES DISTRICT JUDGE**

DATED: _ July 3, 2024

ClarkHill\J1161\390788\277595028.v2-6/25/24